

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

10525 U.S. PTO
09/447218
11/23/99

Application of: Aberg, A.K. et al.

Serial No.: To Be Assigned
(Div. Of Appln. No.: 09/039,260)

Art Unit: 1623

Filed: Concurrently Herewith

Examiner: L. Crane

For: METHODS FOR TREATING
URTICARIA USING
DESCARBOETHOXYLORATADINE (AS
AMENDED)

Attorney Docket No.: 4821-362

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INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.56 and §1.97

Box Patent Application

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 and § 1.97 to inform the Patent Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby direct the Examiner's attention to the references (AA-CB) listed on the attached revised form PTO 1449 entitled "List of References Cited by Applicant.

The above-identified application is a divisional of Serial No. 09/039,260, filed March 16, 1998, which is a divisional of Application No. 08/783,393, filed January 13, 1997, now U.S. Patent 5,731,319, which is a divisional of Application No. 08/366,651, filed December 30, 1994, now U. S. Patent 5,595,997. References (AA-CB) were previously made of record in the file histories of Application No. 09/039,260, Application No. 08/783,393, and Application No. 08/366,651. Pursuant to 37 C.F.R. §1.98(d) and

additionally as to not overly burden the Examiner, copies of references (AA-CB) have not been included herein in as such copies are available in the files of the applications listed above. However, if the Examiner would prefer, copies of all the identified references will be provided upon request.

Identification of the listed references is not to be construed as an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art". As an alternative, Applicants submit herewith several pages of a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited".

Applicants respectfully request that the Examiner review the foregoing references and that the references be made of record in the file history of the application.

Pursuant to 37 C.F.R. § 1.97(b)(3), it is estimated that no fee is due, as this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed for accounting purposes.

Date: Nov. 23, 1999

Respectfully submitted,

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